IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 2409 OF 2005
IN
CRIMINAL APPLICATION NO. 2329 OF 2005

Bharat Kumar Modi & Anr ...Applicants

Versus

Alpic Finance Ltd. & Ors ...Respondents

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Ms. Anita Kuttikrishnan i/b Ms. S.D. Khot, Advocate for Applicants

Mr.A. W. Ansari, Advocate for Respondent No.1.

Mr. V.B. Konde Deshmukh, A.P.P. for State.

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CORAM: SMT. V.K. TAHILRAMANI, J.

DATED: 12TH AUGUST, 2005

P. C.:-

1. Heard both sides.

2. The applicants are seeking quashing of non bailable warrant issued against them by the learned Metropolitan Magistrate, 10th Court, Andheri, Mumbai in C.C. No.2825/S/2002. The said non bailable warrant was issued by the learned Magistrate by order dated 31.3.2005. I am not inclined to quash the said non bailable warrant, as in my opinion, it would be appropriate that the applicants prefer an application before the learned Magistrate for setting aside the

said non bailable warrant. In order to enable the applicants to take necessary steps before the learned Magistrate for setting aside the non bailable warrant, the said non bailable warrant is stayed for a period of four weeks from today.

3. Application is disposed of in the above terms.

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